

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 CARL DEWAIN JEFFERSON,

11 Defendant.

2:20-CR-011-JCM-NJK

**Preliminary Order of Forfeiture**

12 This Court finds Carl Dewain Jefferson pled guilty to Counts One and Two of a  
13 Two-Count Criminal Indictment charging him in Count One with use or trafficking of  
14 unauthorized access devices in violation of 18 U.S.C. § 1029(a)(2) and in Count Two with  
15 aggravated identity theft in violation of 18 U.S.C. § 1028A(a)(1) with 1028A(c)(4). Criminal  
16 Indictment, ECF No. 1; Change of Plea, ECF No. 48; Plea Agreement, ECF No. 50.

17 This Court finds Carl Dewain Jefferson agreed to the forfeiture of the property and  
18 the imposition of the in personam criminal forfeiture money judgment set forth in the Plea  
19 Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment,  
20 ECF No. 1; Change of Plea, ECF No. 48; Plea Agreement, ECF No. 50.

21 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United  
22 States of America has shown the requisite nexus between property set forth in the Plea  
23 Agreement and the Forfeiture Allegation of the Criminal Indictment and the offenses to  
24 which Carl Dewain Jefferson pled guilty.

25 The following property and money judgment are (1) any property, real or personal,  
26 which constitutes or is derived from proceeds traceable to violations of 18 U.S.C. §§  
27 1029(a)(2) and 1028A(a)(1) with 1028A(c)(4), or a conspiracy to commit such offenses; (2)  
28 any property constituting, or derived from, proceeds obtained directly or indirectly, as the

1 result of violations of 18 U.S.C. §§ 1029(a)(2) and 1028A(a)(1) with 1028A(c)(4), or a  
 2 conspiracy to violate such offenses; and (3) any personal property used or intended to be  
 3 used to commit the violation of 18 U.S.C. §§ 1029(a)(2) and 1028A(a)(1) with 1028A(c)(4)  
 4 and are subject to forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c);  
 5 18 U.S.C. § 982(a)(2)(B); 18 U.S.C. § 1029(c)(1)(C) and 1029(c)(2); and 21 U.S.C. § 853(p):

- 6 1. T Mobile Cell Phone S/N: P7U0213C21002998;
- 7 2. Grey Embosser Machine;
- 8 3. Various Access/Drink Passes for clubs (listed as Misc Tickets);
- 9 4. Las Vegas Show Tickets LLC Business Cards in the name of Rasheed  
 10 Atkins - Sales Manager;
- 11 5. Samsung Cell Phone Model # SGH-1407, S/N: R31F105KHCZ;
- 12 6. Black Samsung Galaxy phone with charger and extra USB Cable. Model  
 13 #SGH-I437P; S/N: R31DA0660MT;
- 14 7. White Samsung Galaxy Note II phone with charger. Model #SGH-I317;  
 15 S/N: R21CA6FB6LN;
- 16 8. Black Cambridge Notebook;
- 17 9. Business card for LV Show Tickets LLC in name of Carl D Jefferson  
 18 CEO/President; and
- 19 10. ARVEST Visa Check Card in the Name of Carl Dewain Jefferson ending  
 20 in #5783; Four Green Dot Gold Visa Cards (Forged) in the name of  
 21 Jefferson J.R #'s ending in 5316; 5575; 4336; and 8514

22 (all of which constitutes property)

23 and an in personam criminal forfeiture money judgment of at least \$333,014.15 and  
 24 that the property will not be applied toward the payment of the money judgment.

25 This Court finds that on the government's motion, the Court may at any time enter  
 26 an order of forfeiture or amend an existing order of forfeiture to include subsequently  
 27 located property or substitute property pursuant to Fed. R. Crim. P. 32.2(e) and  
 28 32.2(b)(2)(C).

1 The in personam criminal forfeiture money judgment complies with *Honeycutt v.*  
2 *United States*, 137 S. Ct. 1626 (2017).

3 This Court finds the United States of America is now entitled to, and should, reduce  
4 the aforementioned property to the possession of the United States of America.

5 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
6 DECREED that the United States of America should seize the aforementioned property.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the United  
8 States of America recover from Carl Dewain Jefferson an in personam criminal forfeiture  
9 money judgment of at least \$333,014.15.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
11 rights, ownership rights, and all rights, titles, and interests of Carl Dewain Jefferson in the  
12 aforementioned property are forfeited and are vested in the United States of America and  
13 shall be safely held by the United States of America until further order of the Court.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
15 of America shall publish for at least thirty (30) consecutive days on the official internet  
16 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
17 describe the forfeited property, state the time under the applicable statute when a petition  
18 contesting the forfeiture must be filed, and state the name and contact information for the  
19 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)  
20 and 21 U.S.C. § 853(n)(2).

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
22 or entity who claims an interest in the aforementioned property must file a petition for a  
23 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
24 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C §  
25 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's  
26 right, title, or interest in the forfeited property and any additional facts supporting the  
27 petitioner's petition and the relief sought.

28 / / /

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
2 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
3 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was  
4 not sent, no later than sixty (60) days after the first day of the publication on the official  
5 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov).

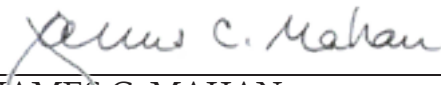
6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
7 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
8 Attorney's Office at the following address at the time of filing:

9 Daniel D. Hollingsworth  
10 Assistant United States Attorney  
James A. Blum  
11 Assistant United States Attorney  
501 Las Vegas Boulevard South, Suite 1100  
12 Las Vegas, Nevada 89101.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
14 described herein need not be published in the event a Declaration of Forfeiture is issued by  
15 the appropriate agency following publication of notice of seizure and intent to  
16 administratively forfeit the above-described property.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
18 copies of this Order to all counsel of record and three certified copies to the United States  
19 Attorney's Office, Attention Asset Forfeiture Unit.

20 DATED October 1, 2021.

21  
22   
23 \_\_\_\_\_  
JAMES C. MAHAN  
24 UNITED STATES DISTRICT JUDGE  
25  
26  
27  
28